

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**J.L.S., a Minor, by and through her  
Mother and Natural Guardian, DEB  
SMITH,**

**Plaintiff,**

**v.**

**KENNETH W. ELLIS, M.D. and  
THE COMMUNITY HOSPITAL  
ASSOCIATION d/b/a COMMUNITY  
HOSPITAL,**

**Defendants.**

**CASE NO. 8:08CV3068**

**ORDER OF DISMISSAL**

This matter is before the Court on the parties' Joint Stipulation for Dismissal with Prejudice (Filing No. 77). The stipulation complies with the requirements of Fed. R. Civ. P. 41(a)(1)(ii), and the Court finds that it should be approved. Accordingly,

**IT IS ORDERED:**

1. The parties' Joint Stipulation for Dismissal with Prejudice (Filing No. 77) is approved, and the relief requested therein is granted;
2. The Complaint, Amended Complaint, and all claims in this action are dismissed with prejudice;
3. The Clerk of the Court is directed to strike the parties' Joint Stipulation for Dismissal with Prejudice (Filing No. 75) for the reason that it is an incomplete document; and
4. The parties shall pay their own costs and attorneys' fees.

DATED this 20<sup>th</sup> day of January, 2009.

**BY THE COURT:**

s/Laurie Smith Camp  
United States District Judge